

KEVIN M. SMITH, BAR NO. 97920
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Attorneys for Defendants
PENINSULA HUMANE SOCIETY
and DEBI DENARDI

THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
DIVISION OF SAN FRANCISCO

TAMARA DOUKAS, an individual,)	No. CV-08-2336-SI
)	
Plaintiff,)	DECLARATION OF KEVIN M. SMITH IN
)	SUPPORT OF DEFENDANTS' BRIEF IN
v.)	RESPONSE TO PLAINTIFF'S "SHOW
)	CAUSE" OPENING BRIEF RE:
COUNTY OF SAN MATEO, et al.,)	JURISDICTION
)	
Defendants.)	[FRCP Rule 201(b)(2)]

Date: October 3, 2008
Time: 9:00 a.m.
Dept.: 10

Honorable Susan Ilston

I, Kevin M. Smith, hereby declare:

1. I am an attorney duly licensed to practice law before all Courts of the State of California, and am a member of the law firm of Bradley, Curley, Asiano, Barrabee & Gale, P.C., attorneys of record and co-counsel for Defendants Peninsula Humane Society and Debi Denardi.

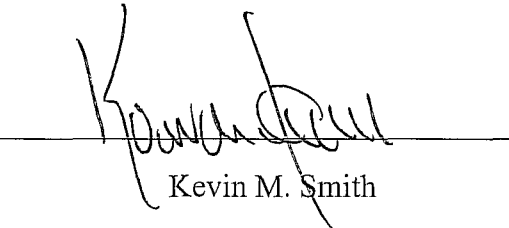
2. I have personal knowledge of all facts stated herein, and if called as a witness, I could and would competently testify thereto.

3. Attached hereto as Exhibit "1" is a true and correct copy of Plaintiff's Fifth Amended Complaint which Plaintiff seeks to file in San Mateo County Superior Court Case No. 461 009.

1 4. It is anticipated Plaintiff will seek leave of San Mateo County Superior Court to file her
2 amended pleading within the next thirty (30) days as Defendants are not willing to stipulate to same.

3 I declare under penalty of perjury under the laws of the State of California the foregoing is
4 true and correct.

5 Executed this 9th day of September 2008, at Larkspur, California.

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9 Kevin M. Smith

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